IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION.

CRIMINAL WRIT PETITION NO. 505 OF 2005

ALONGWITH

CRIMINAL WRIT PETITION NOS.
526, 527, 979 & 980 OF 2005.

Maharashtra State
Electricity Board. ..... Petitioners.

versus

Datar Switchgear Ltd. & ors. .... Respondents.

ALONGWITH

CRIMINAL APPLICATION NOS. 4204, 4300, 4606, 4687, 4715,5901, 5902, 5904 of 2004 and 2854 & 2855 of 2005.

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Shri C.J.Sawant Sr. Counsel with Shri A.P.Mundargi, Ms. Deepa Chavan, Shri Sanjeev P. Kadam, Kiran Gandhi, Vinay Bhate, Jagdish Choudhary advocates for the petitioners in W.P.No.505/05.

Mr. A.P.Mundargi with Sanjeev P.Kadam, Ms. Deepa P.Chavan, Jagdish Choudhary advocates for the petitioners in W.P.Nos. 526, 527, 979 and 980 of 2005.

Shri S.R.Shinde APP with Shri B.R.Patil APP for State in W.P. 527/05 and 980/05 and Mrs. U.V.Kejariwal APP for State in W.P. 526 of 2005.

Mr. Adhik Shirodkar with Mr. R.A.Dada , Mr. Vaibhav Joglekar and Cherag Balsara for Respondent no.1 in W.P. Nos. 979 & 980 of 2005.

Mr. Shirish Gupte with Mr. Vaibhav Joglekar, Mr. Cherag Balsara for Respondent no.3 in W.P.505/05.

Mr. Y.S. Jahagirdar with Mr. Vaibhav Goglekar and Cherag Balsara for Respondent no.2 in W.P.505/05.

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CORAM ; V.G.PALSHIKAR &
SMT. NISHITA MHATRE, JJ.

DATED; 2ND MAY, 2005

P.C.;

IN WRIT PETITION NO.505/2005.

1. After the matter was heard for sometime, it is obvious that in all complaints filed by Datar Switchgear Ltd. challenging the FIR or the interim order made under 156(3) of Cr.P.C. or the order of issuance of summons are the subject matter of independent Writ Petitions which are filed and pending before this court. In view of this fact, we see that there is no possibility of the respondent company in Writ Petition No.505/05 for filing any fresh complaint arising out of the same episode and hence Writ Petition No.505/05 need not be kept pending. It is accordingly disposed of in view of the position explained above.

IN WRIT PETITION NIS. 526 AND 527 OF 2005.

Rule.

2. The accused persons, some of whom are employees of the Electricity Board are directed to co-operate with the police in Bombay for investigation of the offences mentioned in the complaint and impugned in these petitions. The respondent police authorities shall not take any action in respect of arrest or detention of these persons without prior permission of this court. The investigation to go on. The written questionaire need not be insisted upon. Questions can always be asked under 161 Cr.P.C. The investigation should be completed as far as possible in three months.

IN WRIT PETITION NO.S 979 & 980 of 2005.

Rule.

Ad-interm relief as prayed for.

2. Hearing of all petitions expedited.

4. All applications arising out of the Writ Petitions 526 and 527 of 2005 including the prayers challenging the proceedings for defamation etc. will be heard together with these petitions by a Division Bench.

5. These applications be listed for admission after vacation. Interim orders in those applications if any will continue till they are listed for admission.

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